

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1503
07-CR-15-4387

State of Minnesota,

Plaintiff,

vs.

HECTOR KEITH GUERRERO DOB: 09/09/1992

727 S. Broad St
Mankato, MN 56001

Defendant.

COMPLAINT

Order of Detention

The Complainant submits this complaint to the Court and states that there is probable cause to believe Defendant committed the following offense(s):

COUNT I

Charge: Drugs - Synthetic Cannabinoid - Sale of synthetic cannabinoid; no remuneration

Minnesota Statute: 152.027.6(b)

Maximum Sentence: 1 years and/or \$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 10/26/2015

Control #(ICR#): 15033793

Charge Description: Hector Keith Guerrero Also Known As Hector Guerrero

On or about October 26, 2015, in the County of Blue Earth, said Defendant, Hector Keith Guerrero did unlawfully sell a synthetic cannabinoid for no remuneration.

COUNT II

Charge: Drugs - Synthetic Cannabinoid - Possess any amount of a synthetic cannabinoid

Minnesota Statute: 152.027.6(d)

Maximum Sentence: 90 days and/or \$1,000

Offense Level: Misdemeanor

Offense Date (on or about): 10/26/2015

Control #(ICR#): 15033793

Charge Description: Hector Keith Guerrero Also Known As Hector Guerrero

On or about October 26, 2015, in the County of Blue Earth, said Defendant, Hector Keith Guerrero, did unlawfully possesses any amount of a synthetic cannabinoid.

STATEMENT OF PROBABLE CAUSE

On October 26, 2015, at approximately 8:19 p.m., Officer Steve Hoppe, with the Mankato Department of Public Safety, was dispatched on a report of an intoxicated male at 727 South Broad Street, the Horizon Home, a drug and alcohol free facility. Upon arriving at the scene, Officer Hoppe spoke with W1 who advised that she called because one of their residents, who would later be identified as Hector Keith Guerrero, was under the influence of a controlled substance. W1 also advised other residents had approached her and advised that Guerrero was attempting to give them synthetic marijuana to smoke.

Officer Hoppe made contact with Guerrero. Guerrero was visibly impaired and slow to respond. Officer Hoppe could detect a strong odor of burnt synthetic marijuana. W1 advised that they wanted Guerrero removed from the home. Because of the unpredictability of individuals under the influence of synthetic marijuana, Officer Hoppe asked Guerrero to stand up and turn around. Officer Hoppe placed Guerrero in handcuffs and informed him that he would most likely be going to the hospital. Officer Hoppe searched Guerrero's person for weapons and anything that may harm Guerrero or himself. Found on Guerrero's person were a lighter, empty package of synthetic marijuana, rolling papers, package of Hulk Kusch synthetic marijuana which was nearly full, and half of a synthetic marijuana joint. Officer Hoppe advised Guerrero he was under arrest and walked Guerrero out to his squad car.

Officer Dan Grassman, also from the Mankato Department of Public Safety, who was on the scene assisting, spoke with W1 who advised that two of the residents, W2 and W3, came up to her and were telling her about Guerrero having marijuana. They also stated that Guerrero was trying to get W2 and W3 to take some of the marijuana. Both W2 and W3 declined to take any of the marijuana.

SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

Complainant

Matthew DuRose
Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3141

Electronically Signed:
10/27/2015 01:58 PM
Blue Earth County, Minnesota

Being authorized to prosecute the offenses charged, I approve this complaint.

Prosecuting Attorney

Michael Hanson
Assistant County Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
10/27/2015 12:57 PM

FINDING OF PROBABLE CAUSE

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

☐ SUMMONS

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear on _____, _____ at _____ AM/PM before the above-named court at 401 Carver Rd, Mankato, MN 56002-0347 to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

☐ WARRANT

To the Sheriff of the above-named county; or other person authorized to execute this warrant: I order, in the name of the State of Minnesota, that the Defendant be apprehended and arrested without delay and brought promptly before the court (if in session), and if not, before a Judge or Judicial Officer of such court without unnecessary delay, and in any event not later than 36 hours after the arrest or as soon as such Judge or Judicial Officer is available to be dealt with according to law.

☐ *Execute in MN Only*

☐ *Execute Nationwide*

☐ *Execute in Border States*

☒ ORDER OF DETENTION

Since the Defendant is already in custody, I order, subject to bail or conditions of release, that the Defendant continue to be detained pending further proceedings.

Bail: \$

Conditions of Release:

This complaint, duly subscribed and sworn to or signed under penalty of perjury, is issued by the undersigned Judicial Officer as of the following date: October 27, 2015.

Judicial Officer

Krista J Jass
Judge of District Court

Electronically Signed: 10/27/2015 04:25 PM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

COUNTY OF BLUE EARTH
STATE OF MINNESOTA

State of Minnesota

Plaintiff

vs.

HECTOR KEITH GUERRERO

Defendant

LAW ENFORCEMENT OFFICER RETURN OF SERVICE
I hereby Certify and Return that I have served a copy of this Order of Detention upon the Defendant herein named.

Signature of Authorized Service Agent: